

1 Daniel B. Mestaz (*pro hac vice*)
2 Matthew Hersh (*pro hac vice*)
MESTAZ LAW
3 5090 North 40th Street
Phoenix, AZ 85018
4 Telephone: (602) 806-2068
daniel@mestazlaw.com
matt@mestazlaw.com

5
HON. STANLEY A. BASTIAN

6 Shamus T. O'Doherty, WSBA #43082
Randall | Danskin, P.S.
7 601 W. First Avenue, Suite 800
Spokane, WA 99201
Telephone: (509) 747-2052
8 Fax: (509) 624-2528
sto@randalldanskin.com

9
10 *Attorneys for Defendants-*
Counterclaim Plaintiff

11
12 **IN THE UNITED STATES DISTRICT COURT**
 FOR THE EASTERN DISTRICT OF WASHINGTON

13 AXIS RESIDENTIAL, LLC, a) No. 2:24-cv-00317-SAB
Washington limited liability company;)
14 and SUNSET MANAGEMENT, INC.,)
a Washington corporation,)
15) **JOINT STATUS REPORT AND**
) **STIPULATED MOTION TO**
) **EXTEND STAY**
16)
v.)
17 DUAL PATH, LLC, an Arizona)
limited liability company; and)
18 MYCOMMUNITY.APP LLC, an)
Arizona limited liability company,)
19)
)
20)
Defendants.)

21 JOINT STATUS REPORT AND
STIPULATED MOTION TO EXTEND STAY - 1

1)
2 DUAL PATH, LLC, an Arizona)
3 limited liability company,)
4) Counterclaim)
5 Plaintiff,)
6 v.)
7)
8 AXIS RESIDENTIAL, LLC, a)
9 Washington limited liability company;)
10 SUNSET MANAGEMENT, INC., a)
11 Washington corporation; and INLAND)
12 CONSTRUCTION &)
13 DEVELOPMENT CO., dba Inland)
14 Group, a Washington corporation,)
15) Counterclaim)
16 Defendants.)

11 Pursuant to the Court's order [ECF No. 24], the Parties jointly file this status
12 report and request for an extension of the stay. The parties have reached a settlement
13 in this matter and have executed a long-form agreement to memorialize the
14 settlement. Pursuant to the settlement agreement, and provided that certain post-
15 covenant obligations are satisfied, the parties anticipate stipulating to the dismissal
16 of this action, under the terms agreed to in the settlement agreement, within three to
17 six weeks.

18 Accordingly, the parties request an extension of the existing stay of all case
19 deadlines in this case so that the parties can focus their efforts on addressing the
20 post-covenant obligations in the settlement agreement, avoid spending additional

21 JOINT STATUS REPORT AND
STIPULATED MOTION TO STAY ALL DEADLINES - 2

1 attorneys' fees in the meantime, and avoid taking up the Court's time on matters that
 2 will likely be unnecessary if the post-covenant obligations are met and the case is
 3 dismissed by stipulation.

4 For the same reasons, the parties also request that the Court vacate the April
 5 18, 2025 Scheduling Conference.

6 The parties further request that the Court (A) set a status conference for a date
 7 no earlier than eight weeks from today and (B) order the parties to file a joint status
 8 report regarding the status of the case with the Court no later than one week prior to
 9 the status conference.

10 Respectfully submitted this 10th day of April, 2025.

MESTAZ LAW	LEE & HAYES, P.C.
<u>s/ Matthew Hersh</u>	<u>s/ Caleb Hatch</u>
Daniel B. Mestaz (pro hac vice) Matthew Hersh (pro hac vice) 5090 N. 40 th Street, Suite 200 Phoenix, AZ 85018 Phone: (602) 806-2068 Daniel@mestazLaw.com , Matt@mestazLaw.com	Caleb Hatch, WSBA #51292 601 W. Riverside Ave. Suite 1400 Spokane, Washington 99201 Phone: (509) 324-9256 caleb.hatch@leehayes.com <i>Attorneys for Plaintiffs</i>
RANDALL DANSKIN PS	
<u>/s/Shamus T. O'Doherty</u> Shamus T. O'Doherty, WSBA #43082 601 W. First Ave., Suite 800 Spokane, WA 99201 Phone: (509) 747-2052 sto@randalldanskin.com <i>Attorneys for Defendants-Counterclaim Plaintiff</i>	

21 JOINT STATUS REPORT AND
STIPULATED MOTION TO STAY ALL DEADLINES - 3

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I caused to be served a true and correct copy of the
3 foregoing document on this 10th day of April, 2025, addressed to the following:

4 Caleb Hatch
5 Lee & Hayes, P.C.
6 601 W. Riverside Ave. Suite 1400
7 Spokane, WA 99201
8 Caleb.hatch@leehayes.com



16 _____
17 /s/Shamus T. O'Doherty
18 Shamus T. O'Doherty, WSBA #43082
19 601 W. First Ave., Suite 800
20 Spokane, WA 99201
21 Phone: (509) 747-2052
22 sto@randalldanskin.com